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Attorney Docket No: FA/262

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Franz Haimerl

Serial No.: 10/540,963

Filed:

June 28, 2005

For:

Waterproof Footwear with Elastic

Connecting Band

Commissioner for Patents

P. O. Box 1450

Alexandria, VA - 22313-1450

Group Art Unit: Examiner:

> I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA

22313-1450.

Susan H. Dunbar

September 22, 2005 (date of mailing document)

INFORMATION DISCLOSURE STATEMENT

Dear Sir:

Pursuant to 37 C.F.R §1.56 and in accordance with 37 C.F.R. §§1.97-1.98, information relating to the above-identified application is hereby disclosed. Inclusion of information in this statement is not to be construed as an admission that this information is material as that term is defined in 37 C.F.R. §1.56(b).

In accordance with §1.97(b), since this Information Disclosure Statement is being filed either within three months of the filing date of the above-identified application, within three months of the date of entry into the national stage of the above-identified application as set forth in §1.491, or before the mailing date of a first Office Action on the merits of the above-identified application, no additional fee is required.

Copies of the non-U.S. references listed on the attached Form PTO-1449 are enclosed herewith.

Respectfully submitted,

Kevin J. Boland, 36,090

W. L. Gore & Associates, Inc.

551 Paper Mill Road

P.O. Box 9206

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(302) 738-4880

Date: September 22, 2005



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Susan H. Dunbar

September 22, 2005 (date of mailing document)

LETTER OF TRANSMITTAL

Dear Sir:

We enclose the following papers for filing in the U.S. Patent and Trademark Office in connection with the above-identified Patent Application:

- 1. Copy of English translation of International Preliminary Examination Report PCT/EP 03/14945;
- 2. Information Disclosure Statement (1 page);
- 3. Information Disclosure Citation (6 pages);
- 4. References (4); and
- 5. Certified Priority Document DE10300012.7.

THE COMMISSIONER IS HEREBY AUTHORIZED AND IS REQUESTED TO CHARGE ALL FILING FEES DUE UNDER 37 C.F.R. §1.16 AND ALL OTHER FEES DUE UNDER SECTION 1.17 DURING THE PENDENCY OF THIS APPLICATION TO OUR DEPOSIT ACCOUNT NO. 07-1729.

Respectfully submitted,

Kevin J. Boland, 36,090 W. L. Gore & Associates, Inc.

551 Paper Mill Road

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Newark, DE 19714-9206

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Date: September 22, 2005

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	5,329,807	07/19/1994	Sugar et al. Friemel et al.		73	40			
	4,725,418	02/16/1988			428	305			
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	2002/0053148 A1	05/09/2002	Haimerl		36	55			
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	DOCUMENT NUMBER	DATE	COUNTRY		CLASS	SUBCLASS	TRANSLATION YES NO		
	EP 0 298 360 B1	03/09/1994	ЕРО				1		
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-	DE 100 03 677 C1	08/23/2001	Germany				1		
	DE 296 01 600 U1	04/04/1996	Germany				1		
	OTHER DOCU	MENTS (Includir	ng Author,	, Title, Date, Pertin	ent Pages, Etc.))			
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		4,194,041	03/18/1980	Gore et al.		428	315		
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considered. Include copy of this form with next communication to applicant.